

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 16354 of Mt. Calvary Holy Church of Deliverance, pursuant to 11 DCMR 3108.1 for a special exception under Subsection 205.1 to establish a child development center for 30 children, infant to five years, and three staff, on the basement floor in an R-1-B District at premises 5900 Chillum Place, N.E. (Square 3715, Lot 30).

HEARING DATE: June 17, 1998
DECISION DATE: June 17, 1998 (Bench Decision)

SUMMARY ORDER

The Board provided proper and timely notice of public hearing on this application by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 4B and to owners of property within 200 feet of the site.

The site of this application is located within the jurisdiction of ANC 4B. ANC 4B, which is automatically a party to this application, submitted a written statement of issues and concerns in support of the application.

As directed by 11 DCMR 3324.2, the Board has required the applicant to satisfy the burden of proving the elements which are necessary to establish the case for special exception pursuant to 11 DCMR Subsection 205.1. No person or entity appeared at the public hearing in opposition to this application or otherwise requested to participate as a party in this proceeding. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board, the Board concludes that the applicant has met the burden of proof, pursuant to 11 DCMR 3108, that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. It is therefore **ORDERED** that this application be **GRANTED, SUBJECT** to the following **CONDITIONS**:

1. The hours of operation shall be between 6:00 a.m. and 6:00 p.m., Monday through Friday.
2. The enrollment shall not exceed 30 children ages 0 to 5 years.
3. The staff shall not exceed three persons.
4. Trash pick up shall be twice a week.

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BZA APPLICATION NO. 16354

As Interim Director of the Office of Zoning, I certify and attest that on JUL - 2 1998
a copy of the decision entered on that date in this matter before the Board of Zoning was
mailed first class, postage prepaid to each party who appeared and participated in the
public hearing concerning this matter, and who is listed below:

Emerson Brockington, Sr.
7929 14th Street, N.W.
Washington, D.C. 20012

Ray Robinson
5920 Chillum Place, N.E.
Washington, D.C. 20011

Vannie Taylor, III., Chairperson
Advisory Neighborhood Commission 4B
5615 First Street, N.W.
Washington, D.C. 20011

Attested By:


SHERI M. PRUITT-WILLIAMS
Interim Director

Date: JUL - 2 1998

attest/ljp